

July 14 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. _____

Ward E. Taleff
TALEFF LAW OFFICE, P.C.
300 River Drive North, Suite 5
P.O. Box 609
Great Falls, MT 59403
Telephone: (406) 761-9400
Facsimile: (406) 761-9405
E-mail: mick@talefflaw.com

Lori A. Dingel
ORNDORFF LAW OFFICES
1087 West River Street, Suite 230
Boise, ID 83702
Telephone: (208) 343-8880
Email: LADingel@aol.com

FILED

JUL 14 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

COLSTRIP ENERGY LIMITED
PARTNERSHIP, a Montana limited
partnership,

Appellant,

-vs-

NORTHWESTERN CORPORATION, a
Delaware corporation,

Appellee.

NOTICE OF APPEAL

NOTICE is given that Colstrip Energy Limited Partnership, the Appellant above-named and who is the Plaintiff and Petitioner in that cause of action filed in the Sixteenth Judicial District, in and for the County of Rosebud, as Cause No. DV-07-57, hereby appeals to the Supreme Court of the State of Montana from the final order or judgment entitled *Order Denying Colstrip Energy Limited Partnership's Motion to Vacate, Modify or Correct Arbitration Award and Granting NorthWestern Corporation's Motion to Enter Arbitration Award and Terminate Stipulation and Proceedings* entered in such action on

1 the 15th day of June, 2010.

2 **THE APPELLANT FURTHER CERTIFIES:**

3 1. That this appeal is subject to the mediation process required by M. R. App.
4 P. 7. If subject to mediation, the money judgment being sought is not less than \$5,000.

5 2. That this appeal is not an appeal from an order certified as final under M. R.
6 Civ. P. 54(b).

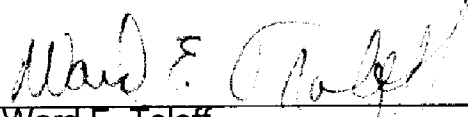
7 3. That the notice required by M. R. App. P. 27 has been or will be given, within
8 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General
9 with respect to a challenge to the constitutionality of any act of the Montana Legislature.

10 4. That all available transcripts of the proceedings in this cause have been
11 ordered from the court reporter contemporaneously with the filing of this notice of appeal.

12 5. That included herewith is the filing fee prescribed by statute.

13 Dated this 13th day of July, 2010.

14
15 By



Ward E. Taleff
-and-
Lori A. Dingel
Attorneys for Appellant

1 CERTIFICATE OF SERVICE

2 I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE
3 OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and
4 accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court,
5 each attorney of record, each court reporter from whom a transcript will be ordered, and
6 each party not represented by an attorney in the above-referenced district court action, as
7 follows:

8 Elizabeth T. Cole, Clerk
9 Rosebud County District Court
10 1200 Main Street
11 P. O. Box 48
12 Forsyth, Montana 59327

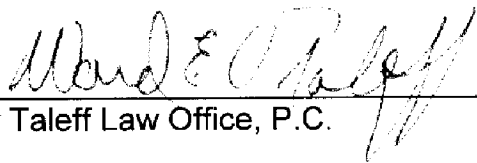
13 Charles E. Hansberry
14 Stephen R. Brown
15 Garlington, Lohn & Robinson, PLLP
16 199 West Pine
17 P.O. Box 7909
18 Missoula, MT 59807-7909

19 Michael R. Engleman
20 Leon B. Kellner
21 Dickstein Shapiro, LLP
22 1825 Eye Street NW
23 Washington, DC 20006

24 Robin A. McHugh
25 Special Assistant Attorney General
26 Montana Public Service Commission
27 1701 Prospect Ave.
28 P. O. Box 202601
Helena MT 59620-2601

Stacy A. Fortune, CCR
P. O. Box 51077
Billings, MT 59105

Dated this 13th day of July, 2010.

21 
22 _____
23 For Taleff Law Office, P.C.